

*Seibel, J*UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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Robert A. Delitta, Individually and on
behalf of others similarly situated,Plaintiffs by,
Permissive Joinder,

-against-

City of Mt. Vernon New York,
A Municipal Corporation,Defendant.
----- XSTIPULATION OF
WITHDRAWAL
WITHOUT PREJUDICE(CS)
07 CV 09441 (CLB)(MDF)

IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the
Defendant and counsel for Michael Petrillo, an opt-in Plaintiff in the above-captioned action that
the above-captioned action, in its entirety, be and hereby is withdrawn without prejudice as to all
of Michael Petrillo's claims.

Dated: New York, New York
July 24, 2008

BOND, SCHOENECK & KING, PLLC

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So-Ordered:

Cathy Seibel

The Honorable Charles L. Brieant CATHY SEIBEL
U.S.D.J.✓ Dated: 8/20/08